

ORDINANCE 1679

AN ORDINANCE VACATING A RIGHT-OF-WAY EASEMENT LOCATED ON PARCEL “I” AND ASSOCIATED WITH VINTAGE HILLS PLAT 1.

WHEREAS, pursuant to notice published in the manner required by law, on the 20th day of September, 2010, this Council held a public hearing on a proposal to vacate a right-of-way easement as hereafter described; and

WHEREAS, this Council finds that all public purpose served by this easement will be relocated as a new public street; and

WHEREAS, this Council has determined that it is in the best interest of the citizens of Ankeny that said easement be vacated.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Ankeny, Iowa, as follows:

Section 1. The City of Ankeny does hereby vacate and release the Right-of-Way Easement recorded in Book 11295 Pages 669-674 of the records of the Polk County Recorder said easement being legally described as follows:

THE SOUTH 33 FEET OF PARCEL “I” OF THE SOUTHWEST QUARTER OF SECTION 23, TOWNSHIP 80 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN; AND THE NORTH 33 FEET OF PARCEL “I” OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 80 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN; ALL OF WHICH IS LOCATED IN THE CITY OF ANKENY, POLK COUNTY, IOWA, AS SHOWN ON THE PLAT OF SURVEY RECORDED IN BOOK 11295, PAGES 669-674. CONTAINING 3.87 ACRES MORE OR LESS. SAID PARCEL IS SUBJECT TO ANY AND ALL RESTRICTIONS, COVENANTS AND EASEMENTS OF RECORD.

Section 2. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. Effective date. This ordinance shall be in effect upon its final passage and publication as required by law.

PASSED AND APPROVED this ____ day of _____, 2010.

Steven D. Van Oort, Mayor

Attest:

Pamela DeMouth, City Clerk

**PUBLISHED IN THE
DES MOINES REGISTER
ON THE ____ DAY OF _____, 2010**

**1st Con 9/20/10 – PHrg.
2nd Con _____
3rd Con _____**